

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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MAZUMA HOLDING CORP.

Plaintiff,

-against-

STEVEN H. BETHKE, HERBERT H.  
PRATT, GRAHAM R. WILLIAMS, and  
ZICIX CORPORATION,

Defendants.

CV 13-6458 (ADS) (GRB)

**NOTICE OF CERTAIN  
DEFENDANTS' MOTION TO  
STAY PROCEEDING UNDER THE  
COLORADO RIVER DOCTRINE,  
OR IN THE ALTERNATIVE, TO  
TRANSFER VENUE PURSUANT  
TO 28 U.S.C. § 1404(A)**

PLEASE TAKE NOTICE that Defendants Graham R. Williams and Zicix Corporation hereby move this Court to issue an order staying this proceeding under the Colorado River doctrine, or in the alternative, transferring venue pursuant to 28 U.S.C. § 1404(a) on the grounds, *inter alia*, that there is a parallel action pending in Texas. The grounds for this motion are set forth in the Memorandum of Law in Support of Certain Defendants' Motion to Stay Proceeding Under the Colorado River Doctrine, or in the Alternative, to Transfer Venue Pursuant to 28 U.S.C. § 1404(A) and the accompanying Declarations of Nelson S. Ebaugh, Herbert H. Pratt, and Graham R. Williams.

Dated: Houston, Texas  
December 31, 2013

Respectfully submitted,

/s/ Nelson S. Ebaugh

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Nelson S. Ebaugh (admitted *pro hac vice*)

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